

find any information to indicate that the Defendant has a general or managing agent within the District.

3. I did locate an entity that has an office and place of business in Rutherford, New Jersey that operates under the name of Panobulk America Inc. that allegedly manages STX Panocean's affairs in North America.

4. There is no information that I have found, however, that indicates that Panobulk is an alter ego or a/k/a of STX Panocean Co., Ltd. such that would render STX Panocean Co., Ltd. present within this District.

5. I also located an entity identified as Panobulk America Inc. with an office and place of business in New York State. That entity, however, is currently an inactive New York Corporation. I have attached as Exhibit 1 a copy of the report from the NYS Department of Corporations that indicates that this entity is inactive within New York State.

6. Regardless of Panobulk America Inc.'s status in New York, I have found no information that indicates that this Panobulk America Inc. entity is in any way related to, an alter ego of, or an a/k/a of STX Panocean Co., Ltd. such that would render STX Panocean Co., Ltd. present within this District.

7. I further located an entity that is a foreign corporation registered to do business in the State of New Jersey that operates under the name of STX Panocean (America) Inc.

8. There is no information that I have found, however, that indicates that STX Panocean (America) Inc. is an alter ego or a/k/a of STX Panocean Co., Ltd., such that the Defendant STX Panocean Co., Ltd. would be present within this District.

9. I submit, therefore, that the Defendant cannot be found within this District within the meaning of Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims.

10. Upon information and belief, the Defendant has, or will have during the pendency of this action, tangible and intangible property within the District subject to the jurisdiction of this Court.

PRAYER FOR RELIEF FOR AN ORDER ALLOWING SPECIAL PROCESS SERVER

11. Plaintiff seeks an Order, pursuant to Rule 4(c) of the Federal Rules of Civil Procedure, appointing Thomas L. Tisdale, Claurisse Campanale-Orozco, Lauren C. Davies, or any other partner, associate, paralegal or agent of Tisdale Law Offices, to serve the Verified Complaint, Process of Maritime Attachment and Garnishment, Interrogatories or other process in this action upon the garnishee(s), including any amended pleadings or process that may issue in this case, who, based upon information and belief may hold assets of, for or on account of the Defendant.

12. Plaintiff seeks this Order to serve the Process of Maritime Attachment and Garnishment will deliberate speed in order to fully protect itself against the potential of being unable to satisfy any judgment or award obtained by Plaintiff against Defendant.

13. To the extent that Plaintiff's Application for an Order appointing a special process server does not involve the restraint of physical property, service does not need to be effected by the Marshal's Office. Service sought to be carried out by Plaintiff is the delivery of the Process of Maritime Attachment and Garnishment to the various garnishees identified in the writ.

PRAYER FOR RELIEF TO SERVE LATER IDENTIFIED GARNISHEES

14. Plaintiff further requests that this Court grant it leave to serve any additional garnishee(s) who may, upon information and belief, obtained in the course of this litigation, to be holding or believed to be holding, property of the Defendants, within this District. Obtaining leave of Court at this time to serve any later identified garnishee(s) will allow for prompt service

of the Writ of Maritime Attachment and Garnishment without the need to present to the Court amended Process to add future identified garnishee(s).

PRAYER FOR RELIEF TO DEEM SERVICE CONTINUOUS

15. Plaintiff also respectfully requests that the Court grant it leave, as set out in the accompanying Ex Parte Order for Process of Maritime Attachment, for any process that is served on a garnishee to be deemed effective and continuous service of process throughout any given day on which process is served through the next day, provided that process is served the next day, to authorize service of process via facsimile or e-mail following initial in personam service.

16. This is Plaintiff's first request for this relief made to any Court.

Dated: March 28, 2008
Southport, CT


Claurisse Campanale-Orozco

Sworn and subscribed to before me
this 28th day of March 2008.



Notary Public

EXHIBIT 1

NYS Department of State

Division of Corporations

Entity Information

Selected Entity Name: PANOBULK AMERICA, INC.

Selected Entity Status Information

Current Entity Name: PANOBULK AMERICA, INC.
Initial DOS Filing Date: JUNE 12, 1979
County: NEW YORK
Jurisdiction: DELAWARE
Entity Type: FOREIGN BUSINESS CORPORATION
Current Entity Status: INACTIVE

Selected Entity Address Information

DOS Process (Address to which DOS will mail process if accepted on behalf of the entity)

PANOBULK AMERICA, INC.
201 RT. 17 NORTH
3RD FLOOR
RUTHERFORD, NEW JERSEY, 07070

Chairman or Chief Executive Officer

ROBERT W DREW
65 BROADWAY
9TH FL
NEW YORK, NEW YORK, 10006-2590

Principal Executive Office

PANOBULK AMERICA, INC.
65 BROADWAY
9TH FL
NEW YORK, NEW YORK, 10006-2590

Registered Agent

NONE

NOTE: New York State does not issue organizational identification numbers.

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